

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

LLOYD F. AUDETTE,

C.A. No. 05-10403-DPW

Plaintiff,

v.

UMASS CORRECTIONAL HEALTH PROGRAM, a
Program of the UNIVERSITY OF MASSACHUSETTS
MEDICAL SCHOOL; KATHLEEN M. DENNEHY,
Commissioner of Correction; LOIS RUSSO,
Superintendent of the Souza-Baranowski
Correctional Center, and her predecessors
and successors; AUGUSTIN ENAW, M.D.;
LORRAINE HAZARD, M.D.; and CHARLIE BLACK,

Defendants.

STIPULATION OF DISMISSAL OF ALL
CLAIMS AGAINST THE D.O.C. DEFENDANTS

Pursuant to Fed. R. Civ. P. 41(a)(1)(ii), the parties hereby stipulate, consent, and agree that all of the plaintiff's claims in this case against the Massachusetts Department of Correction, Kathleen M. Dennehy, and Lois Russo ("the D.O.C. defendants") are dismissed with prejudice, and with the plaintiff and the D.O.C. defendants waiving their rights, if any, to appeal this dismissal.

Nothing herein shall be construed as dismissal of any claims that plaintiff has or may assert against the University of Massachusetts Medical School, UMass Correctional Health Program, and its and their attorneys, agents, contractors, heirs, administrators, executors, employees and other representatives, past and present, including, without limitation, Augustin Enaw, M.D., Philip Tavares, M.D., Mark Schnabel, N.P., Angela D'Antonio, N.P., and Pratt Medical Group, Inc., and its and their attorneys, agents, contractors, heirs, administrators, executors, employees and other representatives, past and present, including, without limitation, David R. Stone, M.D. and Ioana Bica, M.D, and all other individuals directly involved with the provision of medical care to plaintiff.

PLAINTIFF

LLOYD F. AUDETTE

By his attorney,

BINGHAM McCUTCHEN LLP

 /s/ Brandon L. Bigelow
Donald J. Savery, BBO #564975
Rheba Rutkowski, BBO #632799
Brandon L. Bigelow, BBO #651143
T. Peter R. Pound, BBO #657378
150 Federal Street
Boston, MA 02110-1726
(617)951-8000

DEFENDANTS

KATHLEEN M. DENNEHY and LOIS RUSSO

By their attorney,

NANCY ANKERS WHITE
Special Assistant Att'y General

 /s/ David J. Rentsch
David J. Rentsch, BBO #544926
Counsel
Legal Division
Department of Correction
70 Franklin St., Suite 600
Boston, MA 02110-1300
(617)727-3300, ext. 142

UMASS CORRECTIONAL HEALTH
PROGRAM, AUGUSTIN ENAW, M.D.,
LORRAINE HAZARD, M.D. and CHARLIE
BLACK

By their attorney,

 /s/ Lisa R. Wichter
James A. Bello, BBO #633550
Lisa R. Wichter, BBO #661006
MORRISON MAHONEY LLP
250 Summer Street
Boston, MA 02210
(617)439-7500